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RCE/1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/651,851 Confirmation No.: 8124  
Applicant(s) : Richard G. Cartledge, et al.  
Filed : August 29, 2003  
TC/A.U. : 3738  
Examiner : Thomas Sweet  
Title : Methods For Controlling The Internal  
Circumference Of An Anatomic Orifice Or Lumen  
Docket No. : 28099-0005  
Customer No. : 24633

**Mail Stop RCE**  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE)**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. The required submission under 37 C.F.R. § 1.114
  - a. ☐ Was previously submitted
    - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 23, 2002
    - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
    - iii. ☐ Other
  - b. ☒ Is enclosed
    - i. ☒ Amendment/Reply
    - ii. ☐ Affidavit Under 37 CFR § 1.132
    - iii. ☐ Information Disclosure Statement (IDS)
    - iv. ☐ Other

☒ **Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. §1.17(a), for the total number of months checked below:**

07/27/2007 SZEWDIE1 00000005 10651851

01 FC:2801  
02 FC:2251

395.00 OP  
60.00 OP

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2.                      Total Months Requested                      Fee for Extension
- ☒ one month                      \$ 120.00/60.00
- ☐ two month                      \$ 450.00/225.00
- ☐ three month                      \$ 1020.00/510.00
- ☐ four month                      \$ 1590.00/795.00
- ☐ fifth month                      \$ 2160.00/1080.00

Extension of time fee due with this request: \$ 60.00  
If an additional extension of time is required, please consider this a Petition therefore.

3.      **Fee Calculation (37 C.F.R. § 1.16)**

CLAIMS FOR FEE CALCULATION					
	Number of Current Claims	Highest Number of Claims	Number Extra	At Rate of	Filing Fee Small Entity
					<b>\$395.00</b>
Total Claims (37 C.F.R. §1.16(c))	22	<b>22</b>	0	\$ 50.00 each =	0.00
Independent Claims (37 C.F.R. §1.16(b))	2	<b>4</b>	0	\$ 200.00 each =	0.00
<b>One Month Extension of Time Fee (Small Entity)</b>					<b>60.00</b>
<b>TOTAL FILING FEE =</b>					<b>455.00</b>

4.      **Miscellaneous**

- a.      ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1,103(c) for a period of                      months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b.      ☐ Other

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5. **Fees:**

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

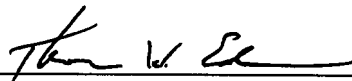
- a. ☒ A check in the amount of \$ 455.00 is enclosed for the RCE fee is \$ 395.00 and a 1-month extension of time fee of \$60.00 noted above.
- b. ☐ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1349.
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e) in the amount of \$
- ii. ☐ Extension of time fee (37 C.F.R. § 1.17(a)) in the amount of \$
- iii. ☐ Other
- ☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

**HOGAN & HARTSON LLP**

Dated: July 26, 2007

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